IN THE UNTED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF OKLAHOMA

| (1) MARY COLBERT and (2) LARRY COLBERT, | |) |
|---|------------|-----------------|
| | laintiffs, |) |
| | |) |
| v. | |) 12-CV-466-JHP |
| | |) |
| UNITED STATES OF AMER | RICA, |) |
| D | efendant. |) |

JOINT LIST OF DEPOSITION DESIGNATIONS, COUNTER-DESIGNATIONS, AND OBJECTIONS

I. NEILL TAYLOR, M.D.

DEFENDANT'S DESIGNATIONS FOR NEILL TAYLOR, M.D.

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II. GLEN EDWARD DIACON, M.D.

DEFENDANT'S DESIGNATIONS FOR GLEN EDWARD DIACON, M.D.

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| 26 | 1-25 | lns. 1-25 – Character or character trait evidence offered to |
| | | prove action in accordance with character or character trait FRE 404, Relevance FRE 402 |
| 27 | 1-25 | lns. 1-12 – Character or character trait evidence offered to |
| 21 | 1-23 | prove action in accordance with character or character trait |
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| 42 | 2-19 | lns. 18-19 – Unclear question. Transected could mean cut or |
| | | separated over time. |
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| 83 | 12-18, 20-25 | lns. 20-25 and pg. 84 lns. 1-2 – Not admissible and not discoverable, 12 O.S. §19 A.3. Also, not relevant FRE 401 and 402. |
| 84 | 1-13 | See above objection for lines 1-2. |
| 86 | 17-25 | lns. 17-25 – Not admissible and not discoverable, 12 O.S. §19 A.3. Also, not relevant FRE 401 and 402. |
| 87 | 1-7 | lns. 1-7 – Not admissible and not discoverable for any purpose, 12 O.S. §19 A.3. Also, not relevant FRE 401 and 402. |
| 88 | 3-25 | lns. 1-25 – Not admissible and not discoverable for any purpose, 12 O.S. §19 A.3. Also, not relevant FRE 401 and 402. |
| 89 | 1-25 | lns. 1-25 and pg. 90 ln. 1 - Not admissible and not discoverable for any purpose, 12 O.S. §19 A.3. Also, not relevant FRE 401 and 402. |
| 90 | 1, 18-25 | See above for objection for line 1. |
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| | | FRE 602; Foundation FRE 602, 901(a). |
| 7 | 1-3 | Objection, Hearsay, FRE 801-802; No personal knowledge |
| | | FRE 602; Foundation FRE 602, 901(a). |
| 8 | 10-25 | Objection, Hearsay, FRE 801-802; No Foundation FRE 602, |
| | | 901(a); No personal knowledge FRE 602. |
| 9 | 1-3 | Objection, Hearsay, FRE 801-802; No Foundation FRE 602, |
| | | 901(a); No personal knowledge FRE 602. |
| 10 | 13-14, 19-25 | Objection, Hearsay, FRE 801-802; No Foundation FRE 602, |
| | | 901(a); No personal knowledge FRE 602. |
| 11 | 1-12, 17-25 | Objection, Hearsay, FRE 801-802; No Foundation FRE 602, |
| | | 901(a); No personal knowledge FRE 602. |
| 12 | 1-25 | Objection, Hearsay, FRE 801-802; No Foundation FRE 602, |
| | | 901(a); No personal knowledge FRE 602. |
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| 98 | 1-25 | Objection, Hearsay, FRE 801-802; No Foundation FRE 602, |
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| 99 | 1-25 | Objection, Hearsay, FRE 801-802; No Foundation FRE |
| | | 602,901(a); No personal knowledge FRE 602. |
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| 103 | 1-10, 14-24 | Objection. Assumes facts not in evidence 611(a). |
| | | Previously testified didn't have equipment available at |
| | | Chickasaw Nation Medical Center; Lack of Foundation 602, |
| | | 901(1). |
| 104 | 2-25 | Objection. Assumes facts not in evidence 611(a). |
| | | Previously testified didn't have equipment available at |
| | | Chickasaw Nation Medical Center; Lack of Foundation 602, |
| | | 901(1). |
| 105 | 1-22 | Objection. Assumes facts not in evidence; FRE 611(a). |
| 106 | 1-25 | Objection, Hearsay, FRE 801-802; No Foundation FRE 602, |
| | | 901(a); No personal knowledge FRE 602. |
| 107 | 3-5, 8-24 | Objection. Assumes facts not in evidence 611(a); Previously |
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III. MICHAEL L. HALL, M.D.

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| | | Foundation lacking FRE 602, 901(a); Leading FRE 611(c). |
| 113 | 1-3, 6-25 | Objection. Assumes fact not in evidence FRE 611(a); |
| | | Foundation lacking FRE 602, 901(a); Leading FRE 611(c). |
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| 123 | 1-25 | Objection. Hearsay FRE 801-802; Assumes facts not in |
| | | evidence FRE 611(a). Speculation. |
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| 125 | 1-18, 21-25 | Objection. Lack of foundation FRE 602, 901(a); Assumes |
| | | facts not in evidence FRE 611(a). |
| 126 | 1-10, 13-25 | Objection. Lack of foundation FRE 602, 901(a); Assumes |
| | | facts not in evidence FRE 611(a). |
| 127 | 1-2, 5-25 | Objection. Lack of foundation FRE 602, 901(a); Assumes |
| | | facts not in evidence FRE 611(a). |
| 128 | 1-25 | Objection. Lack of foundation FRE 602, 901(a); Assumes |
| | | facts not in evidence FRE 611(a). |
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Respectfully Submitted,

/s/ William W. Speed William W. Speed, OBA# 19031

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ATTORNEY FOR DEFENDANT

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of February 2014, I electronically transmitted the foregoing document to the Clerk of the Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

Susan S. Brandon

Thomas M. Wright

/s/ William W. Speed William W. Speed